

OFFICIAL COMMUNICATION FOR ENTRY

RECEIVED
CENTRAL FAX CENTER

SEP 30 2005

HICKMAN PALERMO TRUONG & BECKER LLP
2055 GATEWAY PLACE, SUITE 550
SAN JOSE, CALIFORNIA 95110-1089
TEL: (408) 414-1080
FAX: (408) 414-1076

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mary J. Steelman, Examiner	Kirk D. Wong
COMPANY:	DATE:
USPTO - GAU 2191	SEPTEMBER 30, 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(571) 273-8300	17
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
(571) 272-3704	50325-0841
RE:	U.S. SERIAL NUMBER:
Response to Office Action	10/728,370

☒ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Attached for filing purposes is a Response Pursuant to 37 C.F.R. §1.111 and an Amendment No Fee Transmittal (in duplicate) with fee authorization, if necessary.

Cordially,
Annette Jacobs,
Assistant to Kirk D. Wong

THE INFORMATION CONTAINED IN THIS FACSIMILE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.


09/30/2005 09:28 4084141076

HPTB SAN JOSE CALIFO SEP 30 2005 PAGE 02/17

Approved for use through 09/30/2005. OMB 0851-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

AMENDMENT NO FEE TRANSMITTAL for FY 2005 <i>Patent fees are subject to annual revision, Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB409-12. See 37 C.F.R. §§ 1.27 AND 1.28</i>				Complete if Known			
TOTAL AMOUNT OF PAYMENT		(\$)		0.00		Application Number 10/728,370	
						Filing Date December 3, 2003	
						First Named Inventor Glen Darling, et al.	
						Examiner Name Mary J. Steelman	
						Group/Art Unit 2191	
						Attorney Docket No. 50325-0841	


METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																																																																																																																																			
1. <input checked="" type="checkbox"/> Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed. Deposit Account Number: <u>50-1302</u> Deposit Account Name: <u>Hickman Palermo Truong & Becker, LLP</u>				3. ADDITIONAL FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1,020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,590</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>2255</td><td>1,080</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,500</td><td>2453</td><td>750</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,400</td><td>2501</td><td>700</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>800</td><td>2502</td><td>400</td><td>Design issue fee</td><td></td></tr> <tr><td>1504</td><td>300</td><td>2504</td><td>300</td><td>Publication Fee</td><td></td></tr> <tr><td>1462</td><td>400</td><td>1462</td><td>400</td><td>Petitions Director not specifically provided for Group I</td><td></td></tr> <tr><td>1463</td><td>200</td><td>1463</td><td>200</td><td>Petitions Director not specifically provided for Group II</td><td></td></tr> <tr><td>1464</td><td>130</td><td>1464</td><td>130</td><td>Petitions Director not specifically provided for Group III</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td colspan="6">Other fee (specify) _____</td></tr> <tr><td colspan="6">Other fee (specify) _____</td></tr> </tbody> </table>				Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1251	120	2251	60	Extension for reply within first month		1252	450	2252	225	Extension for reply within second month		1253	1,020	2253	510	Extension for reply within third month		1254	1,590	2254	795	Extension for reply within fourth month		1255	2,160	2255	1,080	Extension for reply within fifth month		1401	500	2401	250	Notice of Appeal		1402	500	2402	250	Filing a brief in support of an appeal		1452	500	2452	250	Petition to revive - unavoidable		1453	1,500	2453	750	Petition to revive - unintentional		1501	1,400	2501	700	Utility issue fee (or reissue)		1502	800	2502	400	Design issue fee		1504	300	2504	300	Publication Fee		1462	400	1462	400	Petitions Director not specifically provided for Group I		1463	200	1463	200	Petitions Director not specifically provided for Group II		1464	130	1464	130	Petitions Director not specifically provided for Group III		1806	180	1806	180	Submission of information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))		Other fee (specify) _____						Other fee (specify) _____					
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																		
1051	130	2051	65	Surcharge - late filing fee or oath																																																																																																																																																			
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																			
1251	120	2251	60	Extension for reply within first month																																																																																																																																																			
1252	450	2252	225	Extension for reply within second month																																																																																																																																																			
1253	1,020	2253	510	Extension for reply within third month																																																																																																																																																			
1254	1,590	2254	795	Extension for reply within fourth month																																																																																																																																																			
1255	2,160	2255	1,080	Extension for reply within fifth month																																																																																																																																																			
1401	500	2401	250	Notice of Appeal																																																																																																																																																			
1402	500	2402	250	Filing a brief in support of an appeal																																																																																																																																																			
1452	500	2452	250	Petition to revive - unavoidable																																																																																																																																																			
1453	1,500	2453	750	Petition to revive - unintentional																																																																																																																																																			
1501	1,400	2501	700	Utility issue fee (or reissue)																																																																																																																																																			
1502	800	2502	400	Design issue fee																																																																																																																																																			
1504	300	2504	300	Publication Fee																																																																																																																																																			
1462	400	1462	400	Petitions Director not specifically provided for Group I																																																																																																																																																			
1463	200	1463	200	Petitions Director not specifically provided for Group II																																																																																																																																																			
1464	130	1464	130	Petitions Director not specifically provided for Group III																																																																																																																																																			
1806	180	1806	180	Submission of information Disclosure Stmt																																																																																																																																																			
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																			
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																			
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																			
Other fee (specify) _____																																																																																																																																																							
Other fee (specify) _____																																																																																																																																																							
2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other				1. BASIC FILING FEE <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1011</td><td>300</td><td>2011</td><td>150</td><td>Utility filing fee</td><td></td></tr> <tr><td>1111</td><td>500</td><td>2111</td><td>250</td><td>Utility Search fee</td><td></td></tr> <tr><td>1311</td><td>200</td><td>2311</td><td>100</td><td>Utility Examination fee</td><td></td></tr> <tr><td>1081</td><td>250</td><td>2081</td><td>125</td><td>Utility Application Size Fee</td><td></td></tr> <tr><td>1005</td><td>200</td><td>2005</td><td>100</td><td>Provisional Application Fee</td><td></td></tr> <tr><td>1085</td><td>250</td><td>20835</td><td>125</td><td>Provisional Application Size Fee</td><td></td></tr> <tr><td colspan="6">SUBTOTAL (1) (\$)</td></tr> </tbody> </table>				Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1011	300	2011	150	Utility filing fee		1111	500	2111	250	Utility Search fee		1311	200	2311	100	Utility Examination fee		1081	250	2081	125	Utility Application Size Fee		1005	200	2005	100	Provisional Application Fee		1085	250	20835	125	Provisional Application Size Fee		SUBTOTAL (1) (\$)																																																																																																					
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																		
1011	300	2011	150	Utility filing fee																																																																																																																																																			
1111	500	2111	250	Utility Search fee																																																																																																																																																			
1311	200	2311	100	Utility Examination fee																																																																																																																																																			
1081	250	2081	125	Utility Application Size Fee																																																																																																																																																			
1005	200	2005	100	Provisional Application Fee																																																																																																																																																			
1085	250	20835	125	Provisional Application Size Fee																																																																																																																																																			
SUBTOTAL (1) (\$)																																																																																																																																																							
2. EXTRA CLAIM FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Total Claims</th> <th>Highest Paid Claims</th> <th>Extra Claims</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>26</td> <td>26</td> <td>0</td> <td>50.00</td> <td>0.00</td> </tr> <tr> <td>4</td> <td>4</td> <td>0</td> <td>200.00</td> <td>0.00</td> </tr> <tr> <td colspan="5">Multiple Dependent _____</td> </tr> </tbody> </table>				Total Claims	Highest Paid Claims	Extra Claims	Fee from Below	Fee Paid	26	26	0	50.00	0.00	4	4	0	200.00	0.00	Multiple Dependent _____					2. SUBTOTAL (2) (\$) 0.00																																																																																																																															
Total Claims	Highest Paid Claims	Extra Claims	Fee from Below	Fee Paid																																																																																																																																																			
26	26	0	50.00	0.00																																																																																																																																																			
4	4	0	200.00	0.00																																																																																																																																																			
Multiple Dependent _____																																																																																																																																																							
or number previously paid, if greater. For Reissues, see below <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1202</td><td>50</td><td>2202</td><td>25</td><td>Claims in excess of 20</td></tr> <tr><td>1201</td><td>200</td><td>2201</td><td>100</td><td>Independent claims in excess of 3</td></tr> <tr><td>1203</td><td>380</td><td>2203</td><td>180</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>1204</td><td>200</td><td>2204</td><td>100</td><td>Reissue independent claims over original patent</td></tr> <tr><td>1205</td><td>50</td><td>2205</td><td>25</td><td>**Reissue claims in excess of 20 and over original patent</td></tr> <tr><td colspan="5">SUBTOTAL (3) (\$) 0.00</td></tr> </tbody> </table>				Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	1202	50	2202	25	Claims in excess of 20	1201	200	2201	100	Independent claims in excess of 3	1203	380	2203	180	Multiple dependent claim, if not paid	1204	200	2204	100	**Reissue independent claims over original patent	1205	50	2205	25	**Reissue claims in excess of 20 and over original patent	SUBTOTAL (3) (\$) 0.00					*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0.00																																																																																																																
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description																																																																																																																																																			
1202	50	2202	25	Claims in excess of 20																																																																																																																																																			
1201	200	2201	100	Independent claims in excess of 3																																																																																																																																																			
1203	380	2203	180	Multiple dependent claim, if not paid																																																																																																																																																			
1204	200	2204	100	**Reissue independent claims over original patent																																																																																																																																																			
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent																																																																																																																																																			
SUBTOTAL (3) (\$) 0.00																																																																																																																																																							

SUBMITTED BY			
Name (Print/Type)	Kirk D. Wong	Registration No. (Attorney/Agent)	43,284
Signature		Telephone	(408) 414-1080
		Date	Sept. 30, 2005

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
 Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20503.

Approved for use through 09/30/2005. OMB 0851-0032
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

AMENDMENT NO FEE TRANSMITTAL for FY 2005 <i>Patent fees are subject to annual revision, Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 AND 1.28</i>				Complete if Known																																																																																																																																																																																																							
TOTAL AMOUNT OF PAYMENT (\$) 0.00				Application Number 10/728,370																																																																																																																																																																																																							
METHOD OF PAYMENT (check one)				Filing Date December 3, 2003																																																																																																																																																																																																							
1. <input checked="" type="checkbox"/> Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.				First Named Inventor Glen Darling, et al.																																																																																																																																																																																																							
Deposit Account Number: 50-1302				Examiner Name Mary J. Steelman																																																																																																																																																																																																							
Deposit Account Name: Hickman Palermo Thurng & Becker, LLP				Group/Art Unit 2191																																																																																																																																																																																																							
2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other				Attorney Docket No. 50325-0841																																																																																																																																																																																																							
3. <input type="checkbox"/> Applicant(s) is entitled to small entity status. See 37 CFR 1.27.																																																																																																																																																																																																											
FEE CALCULATION				FEE CALCULATION (continued)																																																																																																																																																																																																							
1. BASIC FILING FEE <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1011</td><td>300</td><td>2011</td><td>150</td><td>Utility filing fee</td><td></td></tr> <tr><td>1111</td><td>500</td><td>2111</td><td>250</td><td>Utility Search fee</td><td></td></tr> <tr><td>1311</td><td>200</td><td>2311</td><td>100</td><td>Utility Examination fee</td><td></td></tr> <tr><td>1081</td><td>250</td><td>2081</td><td>125</td><td>Utility Application Size Fee</td><td></td></tr> <tr><td>1005</td><td>200</td><td>2005</td><td>100</td><td>Provisional Application Fee</td><td></td></tr> <tr><td>1085</td><td>250</td><td>2085</td><td>125</td><td>Provisional Application Size Fee</td><td></td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1)</td> <td></td> <td>(\$) 0.00</td> </tr> </tbody> </table>				Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1011	300	2011	150	Utility filing fee		1111	500	2111	250	Utility Search fee		1311	200	2311	100	Utility Examination fee		1081	250	2081	125	Utility Application Size Fee		1005	200	2005	100	Provisional Application Fee		1085	250	2085	125	Provisional Application Size Fee		SUBTOTAL (1)					(\$) 0.00	3. ADDITIONAL FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1,020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,590</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>2255</td><td>1,080</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,500</td><td>2453</td><td>750</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,400</td><td>2501</td><td>700</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>800</td><td>2502</td><td>400</td><td>Design issue fee</td><td></td></tr> <tr><td>1504</td><td>300</td><td>2504</td><td>300</td><td>Publication Fee</td><td></td></tr> <tr><td>1462</td><td>400</td><td>1462</td><td>400</td><td>Petitions Director not specifically provided for Group I</td><td></td></tr> <tr><td>1463</td><td>200</td><td>1463</td><td>200</td><td>Petitions Director not specifically provided for Group II</td><td></td></tr> <tr><td>1464</td><td>130</td><td>1464</td><td>130</td><td>Petitions Director not specifically provided for Group III</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of information disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td colspan="6">Other fee (specify) _____</td></tr> <tr><td colspan="6">Other fee (specify) _____</td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (2)</td> <td></td> <td>(\$) 0.00</td> </tr> </tbody> </table>		Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1251	120	2251	60	Extension for reply within first month		1252	450	2252	225	Extension for reply within second month		1253	1,020	2253	510	Extension for reply within third month		1254	1,590	2254	795	Extension for reply within fourth month		1255	2,160	2255	1,080	Extension for reply within fifth month		1401	500	2401	250	Notice of Appeal		1402	500	2402	250	Filing a brief in support of an appeal		1452	500	2452	250	Petition to revive - unavoidable		1453	1,500	2453	750	Petition to revive - unintentional		1501	1,400	2501	700	Utility issue fee (or reissue)		1502	800	2502	400	Design issue fee		1504	300	2504	300	Publication Fee		1462	400	1462	400	Petitions Director not specifically provided for Group I		1463	200	1463	200	Petitions Director not specifically provided for Group II		1464	130	1464	130	Petitions Director not specifically provided for Group III		1806	180	1806	180	Submission of information disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))		Other fee (specify) _____						Other fee (specify) _____						SUBTOTAL (2)					(\$) 0.00
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																						
1011	300	2011	150	Utility filing fee																																																																																																																																																																																																							
1111	500	2111	250	Utility Search fee																																																																																																																																																																																																							
1311	200	2311	100	Utility Examination fee																																																																																																																																																																																																							
1081	250	2081	125	Utility Application Size Fee																																																																																																																																																																																																							
1005	200	2005	100	Provisional Application Fee																																																																																																																																																																																																							
1085	250	2085	125	Provisional Application Size Fee																																																																																																																																																																																																							
SUBTOTAL (1)					(\$) 0.00																																																																																																																																																																																																						
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																						
1051	130	2051	65	Surcharge - late filing fee or oath																																																																																																																																																																																																							
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																																							
1251	120	2251	60	Extension for reply within first month																																																																																																																																																																																																							
1252	450	2252	225	Extension for reply within second month																																																																																																																																																																																																							
1253	1,020	2253	510	Extension for reply within third month																																																																																																																																																																																																							
1254	1,590	2254	795	Extension for reply within fourth month																																																																																																																																																																																																							
1255	2,160	2255	1,080	Extension for reply within fifth month																																																																																																																																																																																																							
1401	500	2401	250	Notice of Appeal																																																																																																																																																																																																							
1402	500	2402	250	Filing a brief in support of an appeal																																																																																																																																																																																																							
1452	500	2452	250	Petition to revive - unavoidable																																																																																																																																																																																																							
1453	1,500	2453	750	Petition to revive - unintentional																																																																																																																																																																																																							
1501	1,400	2501	700	Utility issue fee (or reissue)																																																																																																																																																																																																							
1502	800	2502	400	Design issue fee																																																																																																																																																																																																							
1504	300	2504	300	Publication Fee																																																																																																																																																																																																							
1462	400	1462	400	Petitions Director not specifically provided for Group I																																																																																																																																																																																																							
1463	200	1463	200	Petitions Director not specifically provided for Group II																																																																																																																																																																																																							
1464	130	1464	130	Petitions Director not specifically provided for Group III																																																																																																																																																																																																							
1806	180	1806	180	Submission of information disclosure Stmt																																																																																																																																																																																																							
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																							
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																							
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																																							
Other fee (specify) _____																																																																																																																																																																																																											
Other fee (specify) _____																																																																																																																																																																																																											
SUBTOTAL (2)					(\$) 0.00																																																																																																																																																																																																						
2. EXTRA CLAIM FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Total Claims</th> <th>Highest Paid Claims</th> <th>Extra Claims</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>26</td> <td>26</td> <td>0</td> <td>\$0.00</td> <td>0.00</td> </tr> <tr> <td>Independent Claims</td> <td>4</td> <td>0</td> <td>200.00</td> <td>0.00</td> </tr> <tr> <td colspan="5">Multiple Dependent</td> </tr> </tbody> </table> <p><i>**or number previously paid, if greater. For Reissues, see below</i></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1202</td><td>50</td><td>2202</td><td>25</td><td>Claims in excess of 20</td></tr> <tr><td>1201</td><td>200</td><td>2201</td><td>100</td><td>Independent claims in excess of 3</td></tr> <tr><td>1203</td><td>380</td><td>2203</td><td>180</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>1204</td><td>200</td><td>2204</td><td>100</td><td>**Reissue independent claims over original patent</td></tr> <tr><td>1205</td><td>50</td><td>2205</td><td>25</td><td>**Reissue claims in excess of 20 and over original patent</td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (2)</td> <td>(\$) 0.00</td> </tr> </tbody> </table>				Total Claims	Highest Paid Claims	Extra Claims	Fee from Below	Fee Paid	26	26	0	\$0.00	0.00	Independent Claims	4	0	200.00	0.00	Multiple Dependent					Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	1202	50	2202	25	Claims in excess of 20	1201	200	2201	100	Independent claims in excess of 3	1203	380	2203	180	Multiple dependent claim, if not paid	1204	200	2204	100	**Reissue independent claims over original patent	1205	50	2205	25	**Reissue claims in excess of 20 and over original patent	SUBTOTAL (2)				(\$) 0.00	*Reduced by Basic Filing Fee Paid																																																																																																																																																
Total Claims	Highest Paid Claims	Extra Claims	Fee from Below	Fee Paid																																																																																																																																																																																																							
26	26	0	\$0.00	0.00																																																																																																																																																																																																							
Independent Claims	4	0	200.00	0.00																																																																																																																																																																																																							
Multiple Dependent																																																																																																																																																																																																											
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description																																																																																																																																																																																																							
1202	50	2202	25	Claims in excess of 20																																																																																																																																																																																																							
1201	200	2201	100	Independent claims in excess of 3																																																																																																																																																																																																							
1203	380	2203	180	Multiple dependent claim, if not paid																																																																																																																																																																																																							
1204	200	2204	100	**Reissue independent claims over original patent																																																																																																																																																																																																							
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																							
SUBTOTAL (2)				(\$) 0.00																																																																																																																																																																																																							
SUBMITTED BY				SUBTOTAL (3) (\$) 0.00																																																																																																																																																																																																							
Name (Print/Type) Kirk D. Wong		Registration No. (Attorney/Agent) 43, 284		Telephone (408) 414-1080																																																																																																																																																																																																							
Signature 		Date Sept. 30, 2005																																																																																																																																																																																																									

WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20503.

Docket No.: 50325-0841

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

Applicant(s): Glen Darling, et al.

Confirmation No.: 6391

SEP 30 2005

Application No.: 10/728,370

Group Art Unit: 2191

Filed: December 3, 2003

Examiner: Mary J. Steelman

Title: DEVELOPMENT AND BUILD
ENVIRONMENT FOR PACKAGED
SOFTWARE DELIVERY

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Via Facsimile (571) 273-8300

RESPONSE PURSUANT TO 37 C.F.R. § 1.111

Sir:

This is in response to the Office Action mailed June 30, 2005, the shortened statutory period for which runs until September 30, 2005. This response is presented in the format allowed by the Notice of the Office of Patent Legal Administration issued January 31, 2003.

Amendments to the specification, claims, and Remarks, are presented on separate sheets below.